

**IN UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**JOLENE K. YOUNGERS,  
AS PERSONAL REPRESENTATIVE OF THE  
WRONGFUL DEATH ESTATE OF ROXSANA  
HERNANDEZ,**

**Plaintiff,**

v.

**1:20-cv-00465 JAP-JHR**

**MANAGEMENT & TRAINING CORPORATION,  
LASALLE CORRECTIONS TRANSPORT LLC,  
LASALLE CORRECTIONS WEST LLC,  
LASALLE MANAGEMENT COMPANY LLC,  
GLOBAL PRECISION SYSTEMS LLC,  
TRANSCOR AMERICA LLC,  
CORRECTIVE, INC,**

**Defendants.**

and

**GLOBAL PRECISION SYSTEMS, LLC,**

**Third-Party Plaintiff,**

v.

**ASSET PROTECTION AND SECURITY SERVICES, L.P.**

**Third-Party Defendant.**

**THIRD-PARTY COMPLAINT AGAINST ASSET  
PROTECTION AND SECURITY SERVICES, L.P.**

DEFENDANT/THIRD-PARTY PLAINTIFF, Global Precision Systems, LLC, through its counsel of record, Madison, Mroz, Steinman, Kenny & Olexy, P.A., (Gregory D. Steinman) for its Third-Party Complaint against Asset Protection and Security Services, L.P., states as follows:

1. The Court has jurisdiction over the Parties to this Third-Party Complaint.
2. The Court has jurisdiction over the subject matter of this Third-Party Complaint.

3. Venue for this Third-Party Complaint is appropriate in this Court.
4. Pursuant to Fed.R.Civ.P. 14(a)(1), Asset Protection and Security Services, L.P. is liable to Global Precision Systems, LLC (“GPS”) for all or part of the claims against GPS.
5. The bringing of this Third-Party Complaint does not amount to an admission of any allegation of the Plaintiff.

#### **COUNT I – APPORTIONMENT OF FAULT**

6. GPS incorporates by reference the allegations of paragraphs 1 through 5.
7. GPS entered into a subcontract with Asset Protection and Security Services, L.P. (“Asset Protection”), pursuant to which Asset Protection would provide certain services relative to the El Paso Services Processing Center.

8. Pursuant to that agreement, Asset Protection transported Roxsanna Hernandez and others from El Paso to Albuquerque on May 16, 2018.

9. Plaintiff seeks to hold GPS liable for alleged acts and omissions committed by the employees of Asset Protection while transporting those persons.

10. To the extent plaintiff succeeds in holding GPS liable, it will be, in whole or part, by virtue of the alleged acts and omissions of Asset Protection.

11. By reason of the foregoing and pursuant to Fed.R.Civ.P. 14, any fault attributed to Third-Party Defendant’s acts or omissions should be allocated to Asset Protection and GPS should have no liability for those acts and omissions.

#### **COUNT II – INDEMNITY AND CONTRIBUTION**

12. GPS incorporates by reference the allegations of Paragraphs 1 – 11.

13. GPS entered into a subcontract with Asset Protection in which Asset Protection agreed to indemnify GPS for any claims or damages that resulted from the acts or omissions of Asset Protection.

14. Asset Protection has indemnity and contribution obligations to GPS under state and federal common law and statutory law.

15. Without limiting the scope of this allegation, if GPS is found liable for any act or omission of Asset Protection, it is entitled to indemnity and contribution under New Mexico, Texas and Federal laws pertaining to contribution, proportional indemnity, traditional indemnity and contractual indemnity.

WHEREFORE, GPS requests that Asset Protection be added as a party for the purpose of fault assessment, that the Court enter an Order that Asset Protection must defend and indemnify GPS and that the Court award GPS such other and further relief as it deems just and proper.

Respectfully submitted,

Madison, Mroz, Steinman,  
Kenny & Olexy, P.A.

By: /s/ Gregory D. Steinman  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 26<sup>th</sup> day of May 2021, I filed the foregoing electronically through the CM/ECF system, which caused the following parties or counsel to be served by

electronic means, as more fully reflected on the notice of electronic filing.

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